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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ELECTRONIC FRONTIER FOUNDATION,

Plaintiff,

v.

CENTRAL INTELLIGENCE AGENCY, *et al.*

Defendants.

CASE NO. 4:09-cv-03351-SBA

**STIPULATION AND ORDER TO
CONTINUE DATE FOR FILING REPLY
AND HEARING DATE**

[Civ. L.R. 6-2]

Date: March 27, 2012

Time: 1:00 p.m.

Courtroom: 1, 4th Floor

Hon. Sandra B. Armstrong

Pursuant to Fed. R. Civ. P. 6(b)(1) and Civil L.R. 6-2, the parties, by and through undersigned counsel, have conferred and hereby stipulate and respectfully request the Court extend the date for the filing of Plaintiff's Reply in support of its Cross Motion for Summary Judgment (Dkt. 66) (currently scheduled to be submitted on January 24, 2012) until February 7, 2012. This requested change will not significantly affect the present schedule for the case because the hearing on the parties' cross motions for summary judgment is not currently scheduled until the end of March—seven weeks after the new filing date for Plaintiff's Reply. Defendants also request an extension to the hearing date from March 27, 2012 to April 3, 2012 or to the Court's next available hearing date. In accordance with Civil L.R. 6-2(a), this stipulation is supported by the Declaration of Jennifer Lynch, counsel for Plaintiff, filed herewith and a proposed order below.

The parties have previously stipulated to a briefing schedule (Dkt. 57) and to three adjustments to that briefing schedule (Dkts. 59, 60, 61) to accommodate the Defendants' schedule and processing of responsive records. Plaintiff now seeks an extension of the Reply filing date due to previously unforeseen scheduling and caseload issues. Defendant seeks an extension of the hearing date to allow counsel to participate in the government's briefing in the health care litigation in the Supreme Court in *NFIB v. Sebelius* and *HHS v Florida*. The parties respectfully request that these changes to the schedule be adopted in the place of the schedules previously proposed.

DATED: January 18, 2011

Respectfully submitted,

/s/ Jennifer Lynch

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DECLARATION PURSUANT TO GENERAL ORDER 45

I, Jennifer Lynch, hereby declare pursuant to General Order 45 that I have obtained Defendants' concurrence in the filing of this document from Joel McElvain, Counsel for Defendants.

Executed on January 18, 2012, in San Francisco, California.

/s/ Jennifer Lynch
Jennifer Lynch

* * * * *

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _1/23/12



The Hon. SAUNDRA B. ARMSTRONG
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on January 18, 2012, I electronically filed the foregoing document with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the counsel of record in this matter who are registered on the CM/ECF system.

Executed on January 18, 2012, in San Francisco, California.

/s/ Jennifer Lynch
Jennifer Lynch